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Counsel to the Liquidating Trustee

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION

-----	x	
In re:	:	Chapter 11
	:	
CIRCUIT CITY STORES, INC., <u>et al.</u> ,	:	Case No. 08-35653 (KRH)
	:	
Debtors.	:	
-----	:	Jointly Administered
	x	

**ORDER SUSTAINING LIQUIDATING TRUST'S FORTY-FIFTH OMNIBUS
OBJECTION TO CLAIMS: REDUCTION OF CERTAIN PARTIALLY INVALID
CLAIMS, FIXING OF CERTAIN UNLIQUIDATED CLAIMS, OR
DISALLOWANCE OF CERTAIN INVALID CLAIMS, AS
APPLICABLE (PAID TIME OFF)**

THIS MATTER having come before the Court¹ on the *Liquidating Trust's Forty-Fifth Omnibus Objection to Claims: Reduction of Certain Partially Invalid Claims, Fixing of*

¹ Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Objection.

Certain Unliquidated Claims, or Disallowance of Certain Invalid Claims, as Applicable (Paid Time Off) (the “Objection”), which requested, among other things, that the claims specifically identified on Exhibit B attached to the Objection be reduced, fixed or disallowed, as applicable, for those reasons set forth in the Objection; and it appearing that due and proper notice and service of the Objection as set forth therein was good and sufficient and that no other further notice or service of the Objection need be given; and it further appearing that no response was timely filed or properly served by the Claimants being affected by this Order; and it appearing that the relief requested on the Objection is in the best interest of the Liquidating Trust, the Debtors’ estates and creditors and other parties-in-interest; and after due deliberation thereon, good and sufficient cause exists for the granting of the relief as set forth herein,

IT IS HEREBY ORDERED ADJUDGED AND DECREED THAT:

1. The Objection is SUSTAINED.
2. The Claims identified on Exhibit A as attached hereto and incorporated herein are forever reduced for all purposes in these bankruptcy cases in the manner stated in Exhibit A.
3. The Claims identified on Exhibit B as attached hereto and incorporated herein are forever fixed in the amount specified on Exhibit B for all purposes in these bankruptcy cases.
4. The Claims identified on Exhibit C as attached hereto and incorporated herein are forever disallowed in their entirety for all purposes in these bankruptcy cases.
5. The Court will conduct a status conference on December 6, 2012 at 2:00 p.m. for all Claims identified on Exhibit D attached hereto.
6. The Liquidating Trust’s rights to object to any claim including (without

limitation) the Claims subject to the Objection, on any grounds that applicable law permits, are not waived and are expressly reserved.

7. The Liquidating Trust shall serve a copy of this Order on the claimants included on the exhibits to this Order on or before five (5) business days from the entry of this Order.

8. This Court shall retain jurisdiction to hear and determine all matters arising from or relating to this Order.

Dated: Richmond, Virginia
_____, 2012

HONORABLE KEVIN R. HUENNEKENS
UNITED STATES BANKRUPTCY JUDGE

WE ASK FOR THIS:

TAVENNER & BERAN, PLC

/s/ Lynn L. Tavenner

Lynn L. Tavenner (VA Bar No. 30083)

Paula S. Beran (VA Bar No. 34679)

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Counsel to the Circuit City Stores, Inc.

Liquidating Trust

CERTIFICATION OF ENDORSEMENT UNDER LOCAL RULE 9022-1(C)

Pursuant to Local Bankruptcy Rule 9022-1(C), I hereby certify that the foregoing proposed order has been endorsed by or served upon all necessary parties.

/s/ Lynn L. Tavenner

Lynn L. Tavenner

EXHIBIT A
REDUCED CLAIMS

In re Circuit City Stores, Inc, et al.
Case No. 08-35653 (KRH)

Date Filed	Claim Number	Name & Address	Docketed Claim Amount	Docketed Claim Class	Proposed Modified Claim Amount	Proposed Modified Claim Class	Debtor(s)	Comments
1/7/2009	2885	Deckler, David A. 1501 Alvarado St. No. 324 Oceanside, CA 92054	\$ 2,156.00	U	\$ 1,089.49	General Unsecured	Circuit City Stores, Inc.	The Trust's books and records reflect a lesser amount of forfeited paid time off than was claimed.
1/23/2009	5368	Catron, Jacob 2180 Davis Oaks Ct. Stone Mountain, GA 30087	\$ 1,678.74	U	\$ 1,683.86	General Unsecured	Circuit City Stores, Inc.	The Trust's books and records reflect a lesser amount of forfeited paid time off than was claimed.
1/26/2009	5707	Lukasz Maczka 9346 Landings Ln. Unit 202 Des Plaines, IL 60016-5225	\$ 2,225.75	U	\$ 79.56	General Unsecured	Circuit City Stores, Inc.	The Trust's books and records reflect a lesser amount of forfeited paid time off than was claimed.
1/28/2009	6897	Thomas Fox 47 Bridgewater Rd. New Milford, CT 06776	\$ 1,268.42	U	\$ 288.22	General Unsecured	Circuit City Stores, Inc.	The Trust's books and records reflect a lesser amount of forfeited paid time off than was claimed.
1/28/2009	7200	Fronduto, Nicholas James 2 Sycamore Ave. Middleton, MA 01949-2344	\$ 1,289.74	U	\$ 331.89	General Unsecured	Circuit City Stores, Inc.	The Trust's books and records reflect a lesser amount of forfeited paid time off than was claimed.
1/28/2009	7294	Charles R. Spillner 1922 Oaktree Trl Lake Villa, IL 60046	\$ 9,601.19	U	\$ 57.04	General Unsecured	Circuit City Stores, Inc.	The Trust's books and records reflect a lesser amount of forfeited paid time off than was claimed.
1/29/2009	7868	Dan Erickson 7737 Brunswick Rd. Darien, IL 60561	\$ 1,510.68	U	\$ 90.72	General Unsecured	Circuit City Stores, Inc.	The Trust's books and records reflect a lesser amount of forfeited paid time off than was claimed.
6/30/2009	14227	Infantino, Sarah 927 Union Street Leominster, MA 01453-5180	\$ 874.83	U	\$ 384.43	General Unsecured	Circuit City Stores, Inc.	The Trust's books and records reflect a lesser amount of forfeited paid time off than was claimed.

EXHIBIT B
CLAIMS TO BE FIXED

In re Circuit City Stores, Inc, et al.
Case No. 08-35653 (KRH)

Date Filed	Claim Number	Name & Address	Docketed Claim Amount	Docketed Claim Class	Debtor(s)	Proposed Modified Claim Amount	Proposed Modified Claim Class	Comments
1/13/2009	3466	Talavera, William Rene 10535 Black Iron Rd. Louisville, KY 40291-4002	\$482.98	U	Circuit City Stores, Inc.	\$ 482.99	General Unsecured	Claim was filed for an unliquidated amount and must be fixed at a specified amount.
1/23/2009	4746	Meck, Jonathan Arthur 4409 Primrose Ct. Apt P20 Sheboygan, WI 53081	\$0.00	U	Circuit City Stores, Inc.	\$ 219.53	General Unsecured	Claim was filed for an unliquidated amount and must be fixed at a specified amount.
1/26/2009	5283	Rudd, Thomas A. 619 West 33rd Street Richmond, VA 23225	\$0.00	U	Circuit City Stores, Inc.	\$ 2,360.72	General Unsecured	Claim was filed for an unliquidated amount and must be fixed at a specified amount.
1/26/2009	5854	Ronald Evans 6811 Carnation St. Apt H Richmond, VA 23225	\$0.00	U	Circuit City Stores, Inc.	\$ 798.74	General Unsecured	Claim was filed for an unliquidated amount and must be fixed at a specified amount.
1/27/2009	5896	William Mallory 107 Hawk Nest Ct. Richmond, VA 23227-1271	\$0.00	U	Circuit City Stores, Inc.	\$ 500.04	General Unsecured	Claim was filed for an unliquidated amount and must be fixed at a specified amount.
1/27/2009	6032	Pannell Jr., George E. 2108 Coolbrook Dr. Richmond, VA 23229	\$0.00	U	Circuit City Stores, Inc.	\$ 562.34	General Unsecured	Claim was filed for an unliquidated amount and must be fixed at a specified amount.
1/27/2009	6285	James P. Morgan 54 Twin Oaks New Milford, CT 06776-1047	\$0.00	P	Circuit City Stores, Inc.	\$ 3,838.77	General Unsecured	Claim was filed for an unliquidated amount and must be fixed at a specified amount.
1/27/2009	6375	Sanchez, Ernesto 524 Peach Way San Marcos, CA 92069	\$0.00	U	Circuit City Stores, Inc.	\$ 744.81	General Unsecured	Claim was filed for an unliquidated amount and must be fixed at a specified amount.
1/29/2009	8416	Percy alisia Guillory 23469 Preston Rd. Kinder, LA 70648	\$0.00	U	Circuit City Stores, Inc.	\$ 773.48	General Unsecured	Claim was filed for an unliquidated amount and must be fixed at a specified amount.
1/30/2009	9390	Lawrence, Harold 4019 Gregory Zion, IL 60099	\$0.00	U	Circuit City Stores, Inc.	\$ 370.67	General Unsecured	Claim was filed for an unliquidated amount and must be fixed at a specified amount.
6/1/2009	13221	Joesph L. Webb 621 W. South Street Clinton, IL 61727-2124	\$0.00	U	Circuit City Stores, Inc.	\$ 1,595.99	General Unsecured	Claim was filed for an unliquidated amount and must be fixed at a specified amount.
6/26/2009	13775	Angela Jane Incollingo 670 Bel Air Dr. W Vista, CA 92084	\$0.00	U	Circuit City Stores, Inc.	\$ 263.43	General Unsecured	Claim was filed for an unliquidated amount and must be fixed at a specified amount.

EXHIBIT C

CLAIMS TO BE EXPUNGED

In re Circuit City Stores, Inc, et al.

Case No. 08-35653 (KRH)

Date Filed	Claim Number	Name & Address	Docketed Claim Amount	Docketed Claim Class	Debtor(s)	Proposed Modified Claim Amount	Comments
1/27/2009	5695	Sam, Roeun 820 Bristlecone Way Modesto, CA 95351	\$ 951.70	U	Circuit City Stores West Coast, Inc.	\$0.00	The claimant was paid for all forfeited paid time off on a priority basis and, thus, is not entitled to any additional amounts on an unsecured basis.
1/29/2009	8519	Neil III, AJ 3207 Martha St. Apt. 301 Honolulu, HI 96815	\$ 1,790.55	U	Circuit City Stores, Inc.	\$0.00	The Trust's books and records do not reflect any forfeited paid time off for this claimant.

In re Circuit City Stores, Inc, et al.
Case No. 08-35653 (KRH)

Date Filed	Claim Number	Name & Address	Docketed Claim Amount	Docketed Claim Class	Debtor(s)	Proposed Modified Claim Amount	Proposed Modified Claim Class	Comments
12/29/2008	2020	Martin, James Harvey 7545 N. Ring Ter. Citrus Springs, FL 34434	\$834.11	U	Circuit City Stores, Inc.	\$ 834.11	General Unsecured	Claim was filed for an unliquidated amount and must be fixed at a specified amount.